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CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing.
(Only for Continuation or Divisional applications under 37 C.F.R. § 1.53(d))

CHECK BOX if applicable:
 DUPLICATE

Address to:

Assistant Commissioner for Patents
Box CPA
Washington, DC 20231

Attorney Docket No.	98-370
First Named Inventor	Istvan Simon
Examiner Name	N. Ponomarenko
Group / Art Unit	2834
Express Mail Label No.	EL394336928US

This is a request for a continuation or divisional application under 37 C.F.R. § 1.53(d),
(continued prosecution application (CPA)) of prior application number 09 / 136,820
filed on Aug. 19, 1998, entitled LIQUID POWER MACHINE

NOTES

FLING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 C.F.R. § 1.51(d), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A notice will be placed on the application from a CPA except for reissues and decisions to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 U.S.C. § 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

ICIP NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. § 1.53(d), but must be filed under 37 C.F.R. § 1.53(d).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is to request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. § 1.53(d) must be used to file a continuation, divisional or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member, or the public, who is entitled under the provisions of 37 C.F.R. § 1.14 to access to copies of or information concerning the prior application may be given similar access to copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request 37 C.F.R. § 1.78(b).

- Enter the unentered amendment previously filed on _____ under 37 C.F.R. § 1.116 in the prior nonprovisional application.
- A preliminary amendment is enclosed.
- This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53(d)(4).
 - DELETE** the following inventor(s) named in the prior nonprovisional application: _____
 - The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
- A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
- Information Disclosure Statement (IDS) is enclosed:
 - PTO-1449
 - Copies of IDS Citations

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JUL 24 2001

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box CPA, Washington, DC 20231.

ATTORNEY DOCKET NUMBER: 09136820

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D. C. 20231 on July 19, 2001

(Date of Deposit)
Logi J. Larson

(Name and Reg. No. of Attorney)

Logi J. Larson

(Signature)

7-17-01

(Date of Deposit)

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PTO/SB/29 (2/88)

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Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 C.F.R. § 1.16(c) or (i))	19 -20* =		x \$ _____ =	\$ _____
	INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b) or (i))	1 -3** =		x \$ _____ =	
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 C.F.R. § 1.16(d))			+ \$ _____ =	
				BASIC FEE (37 C.F.R. § 1.16)	710.00
				Total of above Calculations =	
				Reduction by 50% for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27 & 1.28).	355.00
				* Reissue claims in excess of 20 and over original patent. ** Reissue independent claims over original patent.	TOTAL = 355.00
<p>6. Small entity status:</p> <p>a. <input type="checkbox"/> A small entity statement is enclosed, if (b) and (c) do not apply.</p> <p>b. <input checked="" type="checkbox"/> A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.</p> <p>c. <input type="checkbox"/> Is no longer claimed.</p> <p>7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. <u>02 0184</u>:</p> <p>a. <input checked="" type="checkbox"/> Fees required under 37 C.F.R. § 1.16.</p> <p>b. <input checked="" type="checkbox"/> Fees required under 37 C.F.R. § 1.17.</p> <p>c. <input type="checkbox"/> Fees required under 37 C.F.R. § 1.18.</p> <p>8. <input checked="" type="checkbox"/> A check in the amount of <u>\$ 800.00</u> is enclosed. (includes 3 month extension fee)</p> <p>9. <input checked="" type="checkbox"/> Other: ...request...for...3...month...extension...of...time.....</p>					

NOTE: The prior application's correspondence address will carry over to this CPA
UNLESS a new correspondence address is provided below.

10. NEW CORRESPONDENCE ADDRESS					
<input type="checkbox"/> Customer Number or Bar Code Label			<input type="checkbox"/> New correspondence address below (Insert Customer No. or Attach bar code label here)		
Name	Gregory P. LaPointe Bachman & LaPointe, P.C.				
Address	900 Chapel Street Suite 1201				
City	New Haven	State	CT	Zip Code	06510
Country	U.S.A.	Telephone	(203) 777-6628	Fax	(203) 865-0297

11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Name (Print/Type)	Gregory P. LaPointe		
Signature			
Registration No. (Attorney/Agent)	18,010		
Date	January 15, 2001		

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Istvan Simon Docket No.: 98-370

Serial No. : 09/136,820 Examiner : N. Ponomarenko

Filed : August 19, 1999 Art Unit : 2834

For : LIQUID POWER MACHINE

900 Chapel Street
Suite 1201
New Haven, CT 06510-2802

PRELIMINARY AMENDMENT

Hon. Commissioner of Patents and Trademarks
United States Patent and Trademark Office
Washington, D.C. 20231

Dear Sir:

Please amend the above-identified application as follows.

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IN THE SPECIFICATION

Please amend the specification as follows.

Page 1, before line 1 insert the following new section:

CROSS-REFERENCE TO RELATED APPLICATION

B1
The instant application is a continuation of Application
Serial No. 09/136,820, filed August 19, 1998.